

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT PALADINO,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

Civil Action No. 09-20

(Criminal No. 04-172)

**FILED**

MAR 20 2009

Application for Certificate of Appealability U.S. DISTRICT COURT  
WEST. DIST. OF PENNSYLVANIA

Movant requests that the District Court grant a Certificate of Appealability from the denial by the District Court on the 6th day of March, 2009, of Petitioner's motion under 28 USC § 2255.

I.

Jurisdiction

The District Court has jurisdiction to grant a Certificate of Appealability pursuant to 28 USC § 2253.

II.

Standard of Review

The standard by which District Courts review an application for Certificate of Appealability was established in an opinion by

AND NOW, THIS 20<sup>th</sup> DAY OF  
March, 09 IT IS HEREBY  
ORDERED THAT THE WITHIN  
MOTION IS DENIED.

G. L. Lancaster  
GARY L. LANCASTER,  
UNITED STATES DISTRICT JUDGE